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8                   UNITED STATES DISTRICT COURT  
9                   WESTERN DISTRICT OF WASHINGTON  
10                  AT SEATTLE

11                  DAVID GOLDSFINE,

12                  v.  
13                  Plaintiff,

14                  FEDEX FREIGHT, INC, et al.,

15                  Defendants.

16                  CASE NO. C18-1164 MJP

17                  ORDER TO SHOW CAUSE

18                  On September 28, 2018, Plaintiff filed a Motion for Leave to Amend the Complaint.

19                  (Dkt. No. 11.) In the proposed amended complaint, Plaintiff asserts that “[t]his Court has  
20 diversity jurisdiction pursuant to 28 U.S.C. § 1332 because it is a civil action between citizens of  
21 different states...” (Id. at ¶ 6.)

However, Section I of Plaintiff's proposed Amended Complaint identifies Plaintiff as a resident of Washington and Defendant FedEx Freight as "a Washington state corporation doing business in Snohomish County, Washington." (*Id.* at ¶¶ 1-2.)<sup>1</sup> Wherefore,

IT IS ORDERED that Plaintiff show cause, by no later than **October 19, 2018**, on what basis this Court may properly assert federal jurisdiction over the subject matter of the above-entitled case.

IT IS FURTHER ORDERED Plaintiff's motion for leave to file an amended complaint is STAYED until such time as Plaintiff responds to this Order to Show Cause.

The clerk is ordered to provide copies of this order to all counsel.

Dated October 9, 2018.

Wesley Lehman

The Honorable Marsha J. Pechman  
United States Senior District Court Judge

<sup>1</sup> The Court notes that, in its Notice of Removal of Civil Action, Defendant likewise asserts diversity jurisdiction, but claims that Plaintiff is a resident of the State of Washington and FedEx Freight is “a corporation organized under the laws of the State of Arkansas with its principal place of business in Memphis, Tennessee.” (Dkt. No. 1 at ¶¶ 4-5.)